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<b>TO:</b>	M/S: Office of Patent Publications – Commissioner of Patents
Fax No:	(571) 273-4000 & (703) 308-5065
Phone No:	(571) 272-4000
<b>FROM:</b>	Nancy Rushton
Fax No:	(408) 877-1662
Phone No:	(408) 777-2902
<b>Re:</b>	COPY OF AMENDMENT AFTER ALLOWANCE U.S. S/N 10/726,336
<b>Date/Time:</b>	July 21, 2008
<b>No. of Pages:</b>	8 (Including cover)
<b>Docket No.:</b>	11.015011 CON

Dear Sir,

Please see enclosed for your convenience a copy of the amendment (3 pages) submitted via USPTO- EFS (8 pages) in the U.S. application No. 10/726,336, on July 21, 2008.

If you have any questions, please do not hesitate to call us. Thank you.

Best regards, *Nancy Rushton*  
Nancy Rushton

JUL 21 2008 Page 1 of 2

Internet Electronic Filing

**Acknowledgement Receipt**The USPTO has received your submission at **18:02:40** Eastern Time on **21-JUL-2008**.

No fees have been paid for this submission. Please remember to pay any required fees on time to prevent abandonment of your application.

**eFiled Application Information**

EFS ID	3652122
Application Number	10726336
Confirmation Number	5486
Title	CYTOLOGICAL IMAGING SYSTEM AND METHOD
First Named Inventor	David J. Zahniser
Customer Number or Correspondence Address	41696
Filed By	David T. Burse/Nancy Rushton
Attorney Docket Number	11.015011 CON
Filing Date	01-DEC-2003
Receipt Date	21-JUL-2008
Application Type	Utility under 35 USC 111 (a)

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
11_015011CON_Amendment_after_allowance.pdf	3		486397 bytes	◆ PASS
		Document Description	Page Start	Page End
		Amendment after Notice of Allowance (Rule 312)	1	1
		Specification	2	2
		Applicant Arguments/Remarks Made in an Amendment	3	3

This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503,

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

## Patent Electronic Filing

Page 2 of 2

New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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- *Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail [EBC@uspto.gov](mailto:EBC@uspto.gov) for specific questions about Patent e-Filing.*
- *Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).*
- *If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.*

### Electronic Acknowledgement Receipt

<b>EFS ID:</b>	3652122
<b>Application Number:</b>	10726336
<b>International Application Number:</b>	
<b>Confirmation Number:</b>	5486
<b>Title of Invention:</b>	CYTOLOGICAL IMAGING SYSTEM AND METHOD
<b>First Named Inventor/Applicant Name:</b>	David J. Zahniser
<b>Customer Number:</b>	41696
<b>Filer:</b>	David T. Burse/Nancy Rushton
<b>Filer Authorized By:</b>	David T. Burse
<b>Attorney Docket Number:</b>	11.015011 CON
<b>Receipt Date:</b>	21-JUL-2008
<b>Filing Date:</b>	01-DEC-2003
<b>Time Stamp:</b>	18:02:40
<b>Application Type:</b>	Utility under 35 USC 111(a)

### Payment information:

Submitted with Payment		no			
<b>File Listing:</b>					
Document Number	Document Description	File Name	File Size(Bytes) /Message Digest	Multi Part /.zip	Pages (if appl.)
1		11_015011CON_Amendmen t_after_allowance.pdf	486397 d5c72568e997d20a29377f33168e70c00 0152be38	yes	3

Multipart Description/PDF files in .zip description			
Document Description	Start	End	
Amendment after Notice of Allowance (Rule 312)	1	1	
Specification	2	2	
Applicant Arguments/Remarks Made in an Amendment	3	3	

**Warnings:**

**Information:**

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**New Applications Under 35 U.S.C. 111**  
If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

**National Stage of an International Application under 35 U.S.C. 371**  
If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

**New International Application Filed with the USPTO as a Receiving Office**  
If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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Docket 11.015011 CON

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

David J. Zahniser, et al

Serial No.: 10/726,336

Filed: December 1, 2003

For: CYTOLOGICAL IMAGING SYSTEM  
AND METHOD

Group Art Unit: 2877

Confirmation No.: 5486

Examiner: Gordon J. Stock, Jr.

## AMENDMENT AFTER ALLOWANCE UNDER 37 CFR §1.312

## M/S: Office of Patent Publications

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Applicant respectfully requests entry of the following amendment, which updates the "Related Application Data" at the beginning of the specification to properly reflect the priority claim made in the Application Data Sheet at the time of filing, and to replace titles and "attorney docket" designations with application serial numbers, without adding new matter and without changing the scope of the claims.

Amendments to the Specification begin on page 2

Remarks are in page 3 of this paper.

## CERTIFICATE OF TRANSMISSION

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being transmitted to the Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below via the USPTO EFS-Web filing system.

July 21, 2008  
Date of DepositNancy Rushton  
Nancy Rushton

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Docket 11.015011 CON

IN THE SPECIFICATION

Please amend paragraph [0001] as follows:

CROSS-REFERENCE TO RELATED APPLICATIONS DATA

[0001] This application is a continuation application of U.S. Patent Application Serial No. 09/430,117, now U.S. Patent No. 6,665,060, filed on October 29, 1999. This application incorporates herein by reference three U.S. patent applications filed on October 29, 1999, under Serial Nos. 09/430,116, now U.S. Patent No. 6,348,325, 09/430,196, now U.S. Patent No. 6,661,501, and 09/430,198, now U.S. Patent No. 7,006,674 of even date herewith entitled Cytological Stain Composition, Cytological Stain Composition Including Verification Characteristic, and Apparatus and Methods for Verifying the Location of Areas of Interest Within a Sample in an Imaging System, and identified by Attorney Docket Nos. CYM-031, CYM-033, and CYM-034, respectively.

Docket 11.015011 CON

**REMARKS**

Applicants acknowledge that amendments after payment of the issue fee are not permitted as a "right" without withdrawal of the application from issue. However, this amendment is submitted herein for the convenience of the Commissioner of Patents/Office of Patent Publications (PUBS), since it contains formal corrections without changing the scope of the claims. According to MPEP 714.16 (d) III, PUBS has the authority to waive the requirements of 37 CFR 1.312 and accept an amendment filed after payment of the issue fee. Applicant respectfully requests that amendment to the Related Application Data at the beginning of the specification be entered before issuance of the above-identified application.

The Related Application Data paragraph of the specification has been amended to include continuation data to application serial No. 09/430,117, which was previously claimed on December 1, 2003 via Application Data Sheet, and to include serial numbers of applications incorporated by reference that were previously identified by their titles and attorney docket numbers respectively.

If, the Office of Publications has any questions or comments regarding this communication, please contact the undersigned at the below-listed number.

Respectfully submitted,  
Vista IP Law Group LLP

Dated: 21 July 2008

By: DTBurse  
David T. Burse  
Reg. No. 37,104

Customer Number  
**41696**  
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